



130-122

2304

PATENT

Attorney Docket No. 66538

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hagenbuch

Serial No. 08/475,806

Filed: June 7, 1995

For: APPARATUS AND METHOD FOR  
IDENTIFYING CONTAINERS  
FROM WHICH MATERIAL IS  
COLLECTED AND LOADED  
ONTO A HAULAGE VEHICLE

Received  
OCT 15 1998  
Group 2700

Group Art Unit: 2304

Examiner: M. Zanelli

RECEIVED

OCT 08 1998

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

RECEIVED

APR 10 1997

GROUP 2300

RECEIVED

OCT 15 1998

GROUP 2100

RECEIVED  
ALLOWED FILES/CORRESP  
PUBLICATION DIVISION

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122  
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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

OCT 19 1998

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, the reference listed on the enclosed Form PTO-1449 is submitted for consideration by the Examiner in the examination of the above-identified patent application.

The full consideration of the reference in its entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the reference be entered into the record of the present application and that the Examiner place his initials in the appropriate area on the enclosed Form PTO-1449, thereby indicating the Examiner's consideration of the reference.

The submission of the reference listed on the Form PTO-1449 is for the purpose of providing a complete record and is not a concession that the reference listed thereon is prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

Further, the submission of the reference is not to be taken as a concession that any reference represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

- ☐ (a) within three months of the filing date of the patent application, (b) within three months of the date of entry into the national stage as set forth in 37 C.F.R. § 1.491 of

In re Appln. of Hagenbuch  
Serial No. 08/475,806

the international application, or (c) before the mailing date of a first Office Action on the merits.

- ☐ **after** (a), (b), or (c) above, but before the mailing date of a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, and includes:
- ☐ the Certification under 37 C.F.R. § 1.97(e) (see "Certification" below).
- ☐ the fee of \$230 set forth in 37 C.F.R. § 1.17(p) (see "Fees" below).
- ☒ **after** the mailing date of a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, and includes a Petition requesting consideration of the Information Disclosure Statement (see "Petition" below), and the Petition Fee set forth in 37 C.F.R. § 1.17(i) (see "Fees" below).

#### Copies Of The References

- ☒ Copies of certain references listed on the enclosed Form PTO-1449 are enclosed herewith. Attached to each reference not in the English language is a concise explanation of the relevance pursuant to 37 C.F.R. § 1.98(a)(3).
- ☐ A copy of the foreign search report is enclosed herewith.
- ☐ Some references listed on the enclosed Form PTO-1449 were previously identified in the parent application(s) of the present application, and copies of the references were furnished at that time. Accordingly, additional copies of the references are not submitted herewith, so as not to burden the file with duplicate copies of references. The Examiner is respectfully requested to carefully review the references in accordance with the requirements set out in the Manual of Patent Examining Procedure. In accordance with 37 C.F.R. § 1.98(d), the details of the parent application(s) relied upon for an earlier filing date under 35 U.S.C. § 120 in which copies of the references were previously furnished are set out below:

U.S. APPLICATIONS		Status ( <i>check one</i> )		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABAN- DONED
1. 0 /				
2. 0 /				
3. 0 /				

In re Appln. of Hagenbuch  
Serial No. 08/475,806

### Other Applications

☐ The Examiner's attention is directed to the following U.S. patent application(s):

U.S. APPLICATIONS		Status (check one)		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABAN- DONED
1. 0 /				
2. 0 /				
3. 0 /				

### Certification

- ☐ The undersigned attorney hereby certifies that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Information Disclosure Statement.
- ☐ The undersigned attorney hereby certifies that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application or, to the knowledge of the attorney signing after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

### Petition

- ☒ Pursuant to 37 C.F.R. §§ 1.97 and 1.183, the undersigned attorney hereby petitions the Commissioner to consider this Information Disclosure Statement and the references listed on the enclosed Form PTO-1449 in the examination of the above-identified patent application.

### Fees

- ☐ No fee is owed by the applicant(s).
- ☐ The IDS Fee of \$230.00 under 37 C.F.R. § 1.17(p) is enclosed herewith.
- ☒ The Petition Fee of \$130.00 set forth in 37 C.F.R. § 1.17(i) is enclosed herewith.

### Method Of Payment Of Fees

- ☒ Attached is a check in the amount of \$130.00.
- ☐ Charge Deposit Account No. 12-1216 in the amount of \$ . (A duplicate copy of this communication is enclosed for that purpose.)

In re Appln. of Hagenbuch  
Serial No. 08/475,806

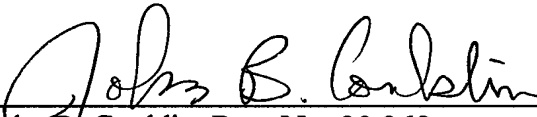
**Authorization To Charge Additional Fees**

- ☒ If any additional fees are owed in connection with this communication, please charge Deposit Account No. 12-1216. (A duplicate copy of this communication is enclosed for that purpose.)

**Instructions As To Overpayment**

- ☒ Credit Account No. 12-1216.  
☐ Refund

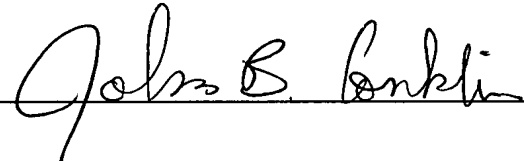
Date: March 13, 1997

  
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John B. Conklin, Reg. No. 30,369  
One of the Attorneys for Applicant(s)  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

**CERTIFICATE OF MAILING**

I hereby certify that this SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (along with any documents referred to therein as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: March 13, 1997

  
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IDS (Rev. 9/9/96)

**FORM PTO-1449**  
**MODIFIED**

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**SERIAL NO.**  
**08/475,806**

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

**APPLICANT**  
Hagenbuch

**FILING DATE**  
06/07/95

**GROUP**  
**2304**

## U.S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

[illegible]

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	BF	Komatsu Ltd., undated brochure entitled "Pay Load Meter".

\*A concise statement of relevance is being submitted in lieu of a translation. 37 CFR § 1.98(b).  
1449FORM (Rev. 3/6/96)